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2 UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

3 - - - - -x  
MARILYN COLLINS, JENNY HEINZ,  
4 ELIZABETH LAPENNE, EMILOU MACLEAN,  
ANN SHIRAZI, ASYA WEISENHAUS and  
5 CHLOE WEISENHAUS

6 Plaintiffs,

7 -against- Index #: 14CV8815

8 THE CITY OF NEW YORK, NEW YORK CITY  
POLICE DEPARTMENT("NYPD") DEPUTY CHIEF  
9 STEVEN ANGER, NYPD LIEUTENANT MICHAEL  
ZIELINSKI, NYPD LIEUTENANT WILLIAM COOKE,  
10 NYPD OFFICER THAMESHWAR SHARMA, SHIELD  
NO. 22759, NYPD OFFICER FRANCISCO DELGADO,  
11 SHIELD NO. 20240, NYPD OFFICER JAMES LOUIE,  
SHIELD NO. 13986, NYPD OFFICER CHEUNG LI,  
12 SHIELD 05474, NYPD OFFICER NIKIM  
WALKER, SHIELD NO. 02320, and NYPD OFFICER  
13 JOHN MCNAMARA, SHIELD NO. 22960,

14 Defendants.

15 - - - - -x  
16 100 Church Street  
New York, New York  
17 June 10, 2016  
11:00 A.M.

18  
19 EXAMINATION BEFORE TRIAL of  
20 MICHAEL ZIELINSKI, a Defendant in the  
21 above-entitled action, held at the above  
22 time and place, taken before  
23 RIVKA WOONTEILER, a Notary Public of the  
24 State of New York, pursuant to order and  
25 stipulations between Counsel.

1 M. ZIELINSKI

2 Ms. Robinson?

3 A. An hour.

4 Q. Did you meet with an attorney  
5 before the deposition that you gave in the  
6 Wiles's case?

7 A. Yes.

8 Q. Who did you meet with to prepare  
9 for that deposition?

10 A. Andrew Lucas.

11 Q. Anybody else?

12 A. No.

13 Q. How long was the meeting that  
14 you had with Mr. Lucas to prepare for the  
15 Wiles's deposition?

16 A. I don't remember.

17 Q. Was it more than an hour?

18 A. Yes.

19 Q. Was it more than two hours?

20 A. Yes.

21 Q. Was it more than four hours?

22 A. I don't remember.

23 Q. Okay. Now would probably be a  
24 good time to let you know that I will not  
25 ask you to guess. If you can't remember,

1 M. ZIELINSKI

2 I might ask you some follow-up questions  
3 to try to help refresh your recollection,  
4 if my questions don't refresh your  
5 recollection, that is that. If they do, I  
6 would appreciate having your response. At  
7 no point will I be going to be ask you to  
8 guess; is that clear?

9 A. Yes.

10 Q. When you met with Ms. Robinson  
11 this morning to prepare for the deposition  
12 did you -- withdrawn.

13 Did you review any documents to  
14 prepare for the deposition today?

15 A. No.

16 Q. Did you review any documents  
17 yesterday to prepare for the deposition?

18 A. Yes.

19 Q. What did you review yesterday?

20 A. A document that was in regards  
21 to the incident in question.

22 Q. Do you know what document that  
23 was called?

24 A. No.

25 Q. How long was the document?

1 M. ZIELINSKI

2 A. Can you clarify that?

3 Q. How many pages was the document?

4 A. A few hundred.

5 Q. Was it your deposition

6 transcript?

7 A. Yes.

8 Q. Is it Exhibit 2 sitting in front  
9 of you?

10 A. Yes.

11 Q. Aside from that document, did  
12 you review anything else to prepare for  
13 this deposition?

14 A. Yes.

15 Q. What else did you review?

16 A. Video footage.

17 Q. How many videos did you review  
18 yesterday?

19 A. One.

20 Q. Was it a TARU video?

21 A. I am not sure.

22 Q. How long was the video?

23 A. That, I don't know.

24 Q. How much time did you spend  
25 watching the video?

1 M. ZIELINSKI

2 A. 15 minutes.

3 Q. Did you see yourself on the  
4 video?

5 A. Yes.

6 Q. Did you just watch one video  
7 yesterday?

8 A. Yes.

9 Q. Did the video depict the arrest  
10 of a woman on the stairs of 60 Centre  
11 Street?

12 A. No.

13 Q. Was the video that you reviewed  
14 yesterday one of the videos you reviewed  
15 to prepare for your deposition in the  
16 Wiles's case?

17 A. No.

18 Q. Okay. Do you remember which  
19 videos you reviewed to prepare for your  
20 deposition in Wiles's?

21 A. No.

22 Q. So how do you know the video you  
23 reviewed yesterday was not one of the  
24 videos you reviewed to prepare for the  
25 deposition in Wiles's?

1 M. ZIELINSKI

2 A. It is scooters, I don't -- yes.

3 Q. Does reviewing this picture  
4 refresh your recollection of anything that  
5 happened on November 5, 2011?

6 A. No.

7 Q. 1337. Does reviewing this  
8 picture refresh your recollection of  
9 anything that happened on November 5,  
10 2011?

11 A. No.

12 Q. 1466. Does viewing this picture  
13 refresh your recollection about anything  
14 that happened on November 5, 2011?

15 A. No.

16 Q. Did there come a point on  
17 November 5, 2011, that you directed  
18 officers under your command to move  
19 perceived protesters from the sidewalk in  
20 front of 60 Centre --

21 MR. OLIVER: Read that back,  
22 please.

23 (Whereupon, a portion of the  
24 record was read back.)

25 Q. Officer Sharma testified that

1 M. ZIELINSKI

2 you ordered him to tell officers to form a  
3 line and move people south; is that what  
4 happened on November 5, 2011?

5 A. Yes.

6 Q. Do you remember, sitting here  
7 today, directing officers to form a line  
8 and move people south?

9 A. Yes.

10 Q. Were you directed to give other  
11 officers that direction?

12 A. Yes.

13 Q. Who directed you?

14 A. From an officer higher than me,  
15 I don't remember directly who gave the  
16 order.

17 Q. Do you remember if it was Chief  
18 Anger?

19 A. It could have been, yes.

20 Q. Are there other supervisors now  
21 who you think it might have been?

22 A. Yes. Inspector Tloczkowski,  
23 Chief Anger, Captain Miller, Captain  
24 Ventrella, Inspector O'Connel, Inspector  
25 Kokinnos.